

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael J. Sailor  
Serial No.: 10/583,920  
Conf. No.: 5068  
Filed: 6/20/2006  
For: OPTICALLY ENCODED PARTICLES  
THROUGH POROSITY VARIATION  
(as amended)  
Art Unit: 1939  
Examiner: Lundgren, Jeffery S.

**ELECTION WITHOUT TRAVERSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed August 4, 2009, Applicant hereby elects Group IIb., claims 34-43 and 45, drawn to optically encoded particles. The election is made without traverse.

**REMARKS**

Claims have been elected without traverse in full response to the restriction requirement. Examination of the elected Group of claims is requested.

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

/STEVEN P. FALLON/

By

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September 30, 2009  
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